

Town Board Minutes

February 6, 2017

Meeting No. 5

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 6th day of February 2017 at 7:00 P.M. and there were

PRESENT: JOHN ABRAHAM, COUNCIL MEMBER
DAWN GACZEWSKI, COUNCIL MEMBER
RONALD RUFFINO, COUNCIL MEMBER
MATTHEW WALTER, COUNCIL MEMBER
JOHANNA COLEMAN, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: DIANE TERRANOVA, TOWN CLERK
KEVIN LOFTUS, TOWN ATTORNEY
MATTHEW FISCHIONE, CODE ENFORCEMENT OFFICER
GERALD GILL, CHIEF OF POLICE
MARK LUBERA, PARK CREW CHIEF
DANIEL AMATURA, HIGHWAY SUPERINTENDENT
ROBERT HARRIS, ENGINEER, WM. SCHUTT & ASSOCIATES

EXECUTIVE SESSION:

AT 8:04 P.M., UPON A MOTION DULY MADE BY COUNCIL MEMBER ABRAHAM, SECONDED BY COUNCIL MEMBER GACZEWSKI AND CARRIED, the Town Board entered into Executive Session to deliberate on the announced purpose of discussing contractual matters.

At 9:35 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session.

PERSONS ADDRESSING TOWN BOARD:

Colvin, Kevin, spoke to the Town Board on the following matter:

- Submitted a petition in opposition to the construction of any Fox Valley Estate development.

Fechter, Mike spoke to the Town Board on the following matters:

- Asked about paving Pavement Road shoulders to make it safer for bicyclists.
- Inquired about future planning for bicycle paths.

Filipski, Erika, spoke to the Town Board on the following matter:

- Concerns about Aurora Street, south of William Street, with the lack of space for walkers and bicyclists.

Haniszewski, Dennis, spoke to the Town Board on the following matter:

- Asked the Town Board not to back down to developers.

Kapsiak, Paul, spoke to the Town Board on the following matter:

- Concerns regarding Summerfield Farms Homeowners Association.

Maddock, Frank, spoke to the Town Board on the following matters:

- Thanked the Town Board for authorizing appropriations to the Rural Cemetery Association.
- Informed the Board that anyone interested in joining the Friends of Como Park can contact him.

PRESENTATION OF PREFILED RESOLUTIONS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR COLEMAN, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

RESOLVED, that the minutes of the Joint Meeting of the Town Board and the Planning Board held January 17, 2017 and the Regular Meeting of the Town Board held January 17, 2017 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

File: RMIN (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR COLEMAN, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER GACZEWSKI, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered
paid from their respective accounts as per abstract to be filed in the Office of the Town Clerk
by the Assistant to the Supervisor, to wit:

Claim No. 47224 to Claim No. 47421 Inclusive

Total amount hereby authorized to be paid: \$1,514,172.80

The question of the foregoing resolution was duly put to a vote on roll call
which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017
File: Rclaims

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER WALTER, TO WIT:

RESOLVED that the following Building Permit applications be and are hereby reaffirmed:

CODES:

- (SW) = Sidewalks as required by Chapter 12-1B of the Code of the Town of Lancaster are waived for this permit.
(CSW) = Conditional sidewalk waiver
(V/L) = Village of Lancaster

NEW PERMITS:

Pmt #	SW	Applicant Name	Address	STRUCTURE	Village
26253		Charles Arcovio	59 Stony Brook Dr	Er. Fence	
26254		Kenneth & Elaine Spisiak	11 St Davids Rd	Inst. Generator	
26255		933 Ransom Rd. LLC	1202 Townline Rd	Er. Comm. Bldg.	
26256		Michael Hubsch	4 Kent Pl	Er. Deck	
26257		Robert & Ruth Crowe	28 Jonquille Ct	Er. Res. Alt.	
26258		CAP Exchange I LLP	1700 Commerce Pkwy	Er. Sign – Ground	(V/L)
26259		SRK Caravel Arms Associates	1 Pleasant Ave W	Er. Comm. Add./Alt.	(V/L)
26260		Joel & Maria Burrige	17 Avian Way	Re-Roof	
26261		Matthew E. Dombrowski	5328 Broadway	Er. Porch	(V/L)
26262		Vanderbilt Properties, Inc.	68 Tranquility Trl	Er. Dwlg.-Sin.	
26263		John & Jennifer Balconi	361 Seneca Pl	Inst. Generator	
26264		JBC Properties LLC	5111 Transit Rd	Er. Sign - Wall	
26265		Ivy Lea Construction Inc.	48 Middlebury Ln	Er. Deck	
26266		Jeffrey & Tracy Lentsch	23 Plumb Creek Trl	Er. Deck	
26267		Schuster Construction LLC	476 Harris Hill Rd	Er. Deck	
26268		Daniel Gorski	784 Hall Rd	Er. Res. Alt.	
26269		CIR Electrical Construction Co	640 Aurora St	Er. Res. Alt.	
26270		Joseph & Blanka Heary	3 Quail Run Ln	Er. Res. Add.	
26271		457 Niagara, LLC	480 Aurora St	Er. Sign - Temp	
26272		William & Brita Everett	680 Townline Rd	Inst. Generator	
26273		PAPP Construction	43 Worthington Ln	Er. Fence	
26274		Marrano/Marc Equity Corp.	9 Cherryfield Ln	Er. Dwlg.-Sin.	
26275		Equity Trust Co. Custodian	8 Field Ave	Re-Roof	(V/L)

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER GACZEWSKI, TO WIT:

WHEREAS, the Town Board is considering the construction of a 2-Lot Single Family Subdivision to be known as Seneca Place submitted by Pleasant Meadows Associates, LLC., to be located South of Seneca Place in the Town of Lancaster, and

WHEREAS, the Town of Lancaster Municipal Review Committee has reviewed the environmental impact of this construction project pursuant to SEQR regulations at their meeting on January 17, 2017 and recommended that a Negative Declaration be issued, and

WHEREAS, the Town Board has duly considered the plans for the development, the short Environmental Assessment Form, the criteria for determining significance set forth in 6 N.Y.C.R.R. § 617.7(c) of the State Environmental Quality Review Act (“SEQRA”) regulations, and such other information deemed appropriate, including the recommendation of the Municipal Review Committee; and

WHEREAS, the Town Board has identified the relevant areas of environmental concern, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination; and

WHEREAS, the proposed action has been labeled an “Unlisted” action under SEQRA.

NOW, THEREFORE,
BE IT RESOLVED by the Town Board of the Town of Lancaster that:

1. This project is described as the approvals and/or permits to develop a 2-lot single-family residential development located on 3.51± acres fronting on Seneca Place at the intersection of Juniper Boulevard in the Town of Lancaster, NY. Additional work will include an extension of a sewer line and service connections for the houses. The proposed project (“action”) includes all discretionary approvals and/or permits from the Town of Lancaster and involved agencies. The proposed project will not result in any large and important impacts and, therefore, it is an action which will not have a significant adverse impact on the environment, and therefore the Board issues the attached negative declaration of environmental significance for the reasons stated therein.
2. The Town Clerk shall file a copy of the Negative Declaration in the file for the Project.
3. The Town Attorney's Office shall prepare and file a Notice of Determination of Non-Significance with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal.
4. This resolution is effective immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

NEGATIVE DECLARATION
Determination of Non-Significance

Town of Lancaster Town Board

Dated: February 6, 2017

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Lancaster Town Board (the “Town Board”), has reviewed the proposed construction of a 2-Lot Single Family Subdivision to be known as Seneca Place to be located at South of Seneca Place. The Town Board has determined the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

Name of Action: Seneca Place – 2 Lot Development.

Location of Action: South of Seneca Place (SBL Nos. 93.20-6-80 & 93.20-7-37), Lancaster, New York 14086, Erie County.

SEQR Status: Unlisted

Description of Action: the approvals and/or permits to develop a 2-lot single-family residential development located on 3.51± acres fronting on Seneca Place at the intersection of Juniper Boulevard in the Town of Lancaster, NY. Additional work will include an extension of a sewer line and service connections for the houses. The proposed project (“action”) includes all discretionary approvals and/or permits from the Town of Lancaster and involved agencies.

Reasons Supporting this Determination: Potential environmental impacts associated with the Project were identified in the Environmental Assessment Form. The Town analyzed the project under the criteria for determining significance identified in 6 NYCRR § 617.7(c)(1) and in accordance with 6 NYCRR § 617.7(c)(2) and (3). As indicated below based on each criterion specified in 6 NYCRR § 617.7(c)(1), the Project will not have a significant adverse impact on the environment.

1. The proposed action will not create a material conflict with an adopted land use plan or zoning regulations.
2. The proposed action will not result in a change in the use or intensity of use of land.
3. The proposed action will not impair the character or quality of the existing community.
4. The Town of Lancaster has not established a Critical Environmental Area (CEA).
5. The proposed action will not result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway.
6. The proposed action will not cause an increase in the use of energy or fail to incorporate reasonably available energy conservation or renewable energy opportunities.

7. The proposed action will not impact existing public/private water supplies or public/private wastewater treatment utilities.
8. The proposed action will not impair the character or quality of important historic, archaeological, architectural or aesthetic resources.
9. The proposed action will not result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora or fauna).
 - It is noted that the State buffer zone will not be impacted by lawn mowing or any other maintenance.
10. The proposed action will not result in an increase in the potential for erosion, flooding or drainage problems.
11. The proposed action will not create a hazard to environmental resources or human health.

For Further Information:

Contact Person:	Kevin E. Loftus, Town Attorney
Address:	Town of Lancaster 21 Central Avenue Lancaster, New York 14086
Telephone Number:	(716) 684-3342

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER WALTER, TO WIT:

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Town Supervisor to execute on behalf of the Town of Lancaster the Memorandum of Agreement between the Town and the Hull House Foundation, in order to provide financial assistance for the support of a historical edifice located within the Town, in the amount of \$2,500.00 as appropriated in account code A7989.449 in the adopted budget for the 2017 fiscal year of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER GACZEWSKI, TO WIT:

WHEREAS, James J. Macken, the owner of real property situate at **6479 Broadway**, Lancaster, New York, has submitted an application for a Special Use Permit for a Home Occupation (Accounting for Sewer Maintenance Company) in accordance with the provisions of Chapter 50-17(F) Zoning, Supplementary regulations for all residential districts, Home Occupations Code of the Town of Lancaster.

**NOW THEREFORE, BE IT
RESOLVED, as follows:**

That pursuant to Chapter 50-Zoning, Section 17(F), entitled Zoning, Supplementary regulations for all residential districts, Home Occupations, of the Code of the Town of Lancaster, a Public Hearing on the proposed Special Use Permit for a Home Occupation (Accounting for Sewer Maintenance Company) on premises locally known as 6479 Broadway, Lancaster, New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York , on the 21st day of February 2017 at 7:15 o'clock P.M. Local Time, and the notice of the time and place of such hearing be published in a newspaper of general circulation in said Town, and posted on the Town Bulletin Board and that a copy of such Notice of Hearing be referred to the Erie County Department of Planning, pursuant to Section 239(m) of the General Municipal Law, which Notice shall be in the from attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

**LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER
SPECIAL USE PERMIT – MACKEN**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the authority set forth in Chapter 50-Zoning, Section 17(F) “Home Occupations” of the Code of the Town of Lancaster, and the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 6th day of February, 2017 the Town Board will hold a Public Hearing on the 21st day of February, 2017 at 7:15 o’clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the application of **James J. Macken**, for a Special Use Permit for a Home Occupation (Accounting for Sewer Maintenance Company) on premises locally known as 6479 Broadway, in the Town of Lancaster, County of Erie, State of New York.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**BY: DIANE M. TERRANOVA
Town Clerk**

February 9, 2017

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER GACZEWSKI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, the Town Board has previously duly advertised for bids for One (1) new and unused **2017 Battery Powered Rider Sweeper**, for use by the Highway Department, and

WHEREAS, three bids were received, opened and reviewed on January19, 2017, and

WHEREAS, by letter dated January 23, 2017, Highway Superintendent Daniel Amatura, has recommended awarding the bid for the **2017 Battery Powered Rider Sweeper**, to Liftech Equipment Companies, 4381 Walden Avenue, Lancaster, New York, being the lowest responsible bidder in the amount of \$20,979.00;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster, upon the recommendation of Daniel Amatura, Highway Superintendent, hereby awards the bid for one (1) new and unused **2017 Battery Powered Rider Sweeper**, to Liftech Equipment Companies, 4381 Walden Avenue, Lancaster, New York, 14086, for use by the Highway Department as it conforms to the specifications on file in the office of the Town Clerk., for an not to exceed \$20, 979.00 which will be paid for with funds approved from the May 18, 2015 Highway Equipment Bond.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER GACZEWSKI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER WALTER, TO WIT:

WHEREAS, Daniel Amatura, Highway Superintendent of the Town of Lancaster, by letter dated January 23, 2017 has requested authorization to solicit bids for the purchase of One (1) new and unused 2017 Ford **F250 XL Super Duty 4 x 2 Regular Cab, Long Bed Pick up**, for the use by the Highway Department, and

WHEREAS, the Highway Department will be considering a trade-in allowance for a 2009 Ford F-150 XL Regular Cab Long Bed 4 X 2 (Vin# 1FTRF12W09KC52006 w/74,000 mi.) to offset the cost, and

WHEREAS, the purchase will be paid for with funds available in the 2017 Highway Budget Line Item 13-5110-0220 (Passenger Vehicles), and

WHEREAS, the Town Board has given due review and consideration to the request and deems it in the public's interest to invite public bids in conformance with General Municipal Law §103 of the State of New York; and

**NOW, THEREFORE, BE IT
RESOLVED**, as follows:

1. That Bids be received in the Office the Town Clerk by February 23, 2017, at 10:00 A.M. Local Time at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purpose of purchasing One (1) new and unused **2017 Ford F250 XL Super Duty 4 x 2 Regular Cab, Long Bed Pick up**, for the use of the Highway Department in accordance with specifications on file in the Town Clerk's Office, and
2. That the Town Clerk be and is hereby authorized to place a Notice to Bidders in the Lancaster Bee and post notices thereof as required by Law, which Notice shall be in the form attached hereto and made a part hereof

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

LEGAL NOTICE
TOWN OF LANCASTER
NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, that sealed bids will be received by the Town Clerk of the Town of Lancaster, Erie County, New York, in the Council Chamber of the Town Hall, 21 Central Avenue, Lancaster, New York, up to **10:00 A.M.**, Local Time, on the **23th day of February, 2017**, for the purpose of providing to the Town of Lancaster One (1) new and unused 2017 Ford **F250 XL Super Duty 4 x 2 Regular Cab, Long Bed Pick up**, for the use by the Highway Department, in accordance with specifications on file in the Town Clerk's Office in the Town Hall, 21 Central Avenue, Lancaster, New York.

A Certified Check or Bid Bond in an amount representing five (5%) of the Total Gross Bid, payable to the Supervisor of the Town of Lancaster, and a Non-Collusive Bidding Certificate must accompany each bid.

The Board reserves the right to reject any or all bids and to waive any informalities.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

BY: DIANE M. TERRANOVA
Town Clerk

February 9, 2017

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER GACZEWSKI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, Daniel Amatura, Highway Superintendent of the Town of Lancaster, by letter dated January 23, 2017 has requested authorization to solicit bids for the purchase of One (1) new and unused 2017 Ford **F250 XL Super Duty 4 x 4 Regular Cab, Long Bed Pick up**, for the use by the Highway Department, and

WHEREAS, the Highway Department will be considering a trade-in allowance for a 2005 Ford F-250 Regular Cab Long Bed (Vin# 1FTNF21566ED96179 w/Approx. 84,000 mi.) to offset the cost, and

WHEREAS, the purchase will be paid for with funds available in the 2017 Highway Budget Line Item 13-5110-0220 (Passenger Vehicles), and

WHEREAS, the Town Board has given due review and consideration to the request and deems it in the public's interest to invite public bids in conformance with General Municipal Law §103 of the State of New York; and

**NOW, THEREFORE, BE IT
RESOLVED**, as follows:

1. That Bids be received in the Office the Town Clerk by February 23, 2017, at 10:00 A.M. Local Time at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purpose of purchasing One (1) new and unused **2017 F250 XL Super Duty 4 x 4 Regular Cab, Long Bed Pick up**, for the use of the Highway Department in accordance with specifications on file in the Town Clerk's Office, and
3. That the Town Clerk be and is hereby authorized to place a Notice to Bidders in the Lancaster Bee and post notices thereof as required by Law, which Notice shall be in the form attached hereto and made a part hereof

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

**LEGAL NOTICE
TOWN OF LANCASTER
NOTICE TO BIDDERS**

NOTICE IS HEREBY GIVEN, that sealed bids will be received by the Town Clerk of the Town of Lancaster, Erie County, New York, in the Council Chamber of the Town Hall, 21 Central Avenue, Lancaster, New York, up to **10:00 A.M.**, Local Time, on the **23th day of February, 2017**, for the purpose of providing to the Town of Lancaster One (1) new and unused 2017 Ford **F250 XL Super Duty 4 x 4 Regular Cab, Long Bed Pick up**, for the use by the Highway Department, in accordance with specifications on file in the Town Clerk's Office in the Town Hall, 21 Central Avenue, Lancaster, New York.

A Certified Check or Bid Bond in an amount representing five (5%) of the Total Gross Bid, payable to the Supervisor of the Town of Lancaster, and a Non-Collusive Bidding Certificate must accompany each bid.

The Board reserves the right to reject any or all bids and to waive any informalities.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**BY: DIANE M. TERRANOVA
Town Clerk**

February 9, 2017

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER GACZEWSKI WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER WALTER, TO WIT:

WHEREAS, the Town Engineer, Wm. Schutt & Associates, P.C., the Town of Lancaster’s consulting engineer, has requested that the Town Board authorize an invitation to bid for the Consolidated Water District Water System Improvements Contract, No. TLN-7 (Westwood Road from Ransom Road to Town Line Road and Schlemmer Road from Ransom Road to Town Line Road) and

WHEREAS, the water-main replacement includes the installation of fifteen (15) new fire hydrants and removal of thirteen (13) existing fire hydrants within the Town of Lancaster, and

WHEREAS, the Town Board has given due review and consideration to the request made by Wm. Schutt & Associates, P.C., and deems it in the public interest to invite public bids in conformance with the General Municipal Law §103 of the State of New York;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby invites public bid for the Consolidated Water District Water System Improvements Contract, No. TLN-7, said bids to be in conformance with the plans and specifications which are available at the office of Wm. Schutt & Associates, P.C., 37 Central Avenue, Lancaster, New York 14086 and to be received in the Office of the Town Clerk, 21 Central Avenue, Lancaster, New York, no later than 10:00 A.M. Local Time on February 28, 2017 and opened thereafter.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

TOWN OF LANCASTER
ERIE COUNTY, NEW YORK

CONSOLIDATED WATER DISTRICT
WATER SYSTEM IMPROVEMENTS
CONTRACT NO. TLN-7 – WESTWOOD ROAD AND SCHLEMMER ROAD

NOTICE TO BIDDERS

Please take notice that the Lancaster Town will receive sealed bids until 10:00 A.M. on the 28th day of February, 2017, at the office of the Town Clerk in the Town Hall, 21 Central Avenue Lancaster, New York, at which time they will be publicly opened and read aloud for CONSOLIDATED WATER DISTRICT WATER SYSTEM IMPROVEMENTS, CONTRACT NO. TLN-7 – WESTWOOD ROAD AND SCHLEMMER ROAD. The Project consists of the replacement of approximately 8,000 linear feet of waterline on Westwood Road and Schlemmer Road.

Contract Documents may be examined at the office of the Town Clerk, 21 Central Avenue, Lancaster, New York 14086 and at the offices of the ENGINEER, Wm. Schutt & Associates, P.C., 37 Central Avenue, Lancaster, New York 14086, between the hours of 9:00 A.M. and 4:00 P.M. beginning February 9, 2017 except Saturdays, Sundays, and Holidays.

Contract Documents may be obtained at the office of the ENGINEER upon deposit of \$50.00 for each set in the form of two (2) \$25.00 checks made payable to the ENGINEER. If requested in writing, the ENGINEER will mail the Contract Documents to those wishing to obtain a set upon receipt of the \$50.00 deposit plus a non-refundable mailing charge of \$25.00 per set, made payable to the ENGINEER. The mailing date will be considered the bidder's date of receipt. Partial sets of Contract Documents will not be available.

Unsuccessful bidders who return full sets of documents in good condition within thirty (30) days of award of the contract will receive a full refund. Non-bidders will be refunded one-half of the document deposit upon return of full sets of contract documents within thirty (30) days of award of the contract.

Each bid proposal shall be submitted in a sealed envelope, clearly marked: "BID ENCLOSED - "CONSOLIDATED WATER DISTRICT WATER SYSTEM IMPROVEMENTS, CONTRACT NO. TLN-7 – WESTWOOD ROAD AND SCHLEMMER ROAD" and must be accompanied by a bid bond or a certified check made payable to the Town of Lancaster, in the amount of five per cent (5%) of the total amount of the bid.

The Town reserves the right to reject any and all bids, to consider the reputation and experience of any bidders in making its selection, to waive any informalities or minor deviations from the specifications, and to award the contract to other than the lowest bidder if considered to be in the best interest of the Town of Lancaster.

All bids shall be submitted intact on bidding form available for that purpose, and addressed to:

Diane Terranova
Town Clerk
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

ENGINEER
Wm. Schutt & Associates, P.C.
37 Central Avenue
Lancaster, New York 14086
(716) 683-5961

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF LANCASTER, NY

Diane Terranova
Town Clerk
February 9, 2017

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER GACZEWSKI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, Michael A. Smeader, of 200 Delaware Avenue, Suite 1200, Buffalo, New York 14202 is forming a sewage-works corporation to be named Juliette Sewer Works Corp., under Article 10 §115 of the Transportation Corporations Law, and

WHEREAS, the purpose of this corporation is to engage in any lawful act or activity relating to service for eleven (11) patio homes to be located within the Harris Hill Senior Housing Development (project no. 1404), for which a sewage-works corporation may be organized under NYS Transportation Corporations Law, and

WHEREAS, as a condition for the formation of the corporation, the controlling municipality needs to give its consent, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the best interest of the Town to enter approve the formation of the Juliette Sewer Works Corporation;

NOW THEREFORE

BE IT RESOLVED, that the Supervisor be and is hereby authorized to execute the Consent to Formation Letter, approving the formation of a sewage-works corporation, to be known as the Juliette Sewer Works Corporation, by Michael A. Smeader, to engage in lawful acts or activities relating to service for eleven (11) patio homes to be located within the Harris Hill Senior Housing Development (project no. 1404), which are allowed under Article 10 §115 of the NYS Transportation Corporations Law.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER GACZEWSKI, TO WIT:

WHEREAS, Eric Thomann, the owner of **Thomann Asphalt Paving, Corp.**, located at 56 & 70 Gunnville Road, Lancaster, New York, has submitted an application for a Special Use Permit to shred, process and sell top soil on premises locally known as 70 Gunnville Road, Lancaster, New York, currently zoned Light Industrial (LI), in accordance with the provisions of Chapter 50 Section 46 of the Code of the Town of Lancaster to allow operations not authorized within a current zoning classification.

**NOW THEREFORE, BE IT
RESOLVED, as follows:**

That pursuant to Chapter 50-Zoning, Section 46 entitled Special use permits, of the Code of the Town of Lancaster, a Public Hearing on the proposed Special Use Permit to shred, process and sell top soil, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York , on the 21st day of February 2017 at 7:15 o'clock P.M. Local Time, and the notice of the time and place of such hearing be published in a newspaper of general circulation in said Town, and posted on the Town Bulletin Board and that a copy of such Notice of Hearing be referred to the Erie County Department of Planning, pursuant to Section 239(m) of the General Municipal Law, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

**LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER
SPECIAL USE PERMIT– THOMANN ASPHALT PAVING, CORP.**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the authority set forth in Chapter 50 Section 46 entitled Special use permits, of the Code of the Town of Lancaster, and the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 6TH day of February, 2017 the Town Board will hold a Public Hearing on the 21ST day of February, 2017 at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the application of **Eric Thomann**, for a Special Use Permit to allow operations not authorized in a current zoning classification (shredding, processing and selling of top soil) on premises locally known as 70 Gunnville Road, in the Town of Lancaster, County of Erie, State of New York.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**BY: DIANE M. TERRANOVA
Town Clerk**

February 9, 2017

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER WALTER, TO WIT:

WHEREAS, Mark Lubera, Park Crew Chief of the Town of Lancaster’s Parks Recreation & Forestry Department, has requested the Town Board to approve expending funds to construct a temporary railing at the Historical Building located at 42 Clark Street within the Town of Lancaster, and

WHEREAS, the Park Crew Chief, obtained an estimate from John’s Home Improvement, in the amount of \$975.76, in accordance with the Town of Lancaster’s Procurement Policy, and

WHEREAS, by letter dated January 10, 2017 Mark Lubera has recommended that the Town of Lancaster contract with John’s Home Improvement for the construction of a temporary railing at the Lancaster Historical Building in the amount of \$975.76 per their proposal dated December 20, 2017, and

WHEREAS, permission has been given by the Lancaster Historical Society for the temporary railing repair with funding being available from the Town’s Buildings, Repair and Maintenance Fund, Budget Line Item 01-1620-0426;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Park Crew Chief to contract with John’s Home Improvement, 302 Central Avenue, Lancaster, NY 14086, to construct a temporary railing at the Town’s Historical Building, in accordance with their proposal dated December 20, 2016 in the amount not to exceed \$975.76 and to be paid for with funds available from the Town’s Buildings, Repair and Maintenance Fund, Budget Line Item 01-1620-0426.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER WALTER, TO WIT:

WHEREAS, Daniele Family Companies, has submitted a site plan prepared by Passero Associates, dated August 2016, with a revision date of January 4, 2017, and received January 9, 2017, for the proposed construction of 4,096 SF Car Wash and associated infrastructure, to be known as **Royal Car Wash** located at 6645 Transit Road (SBL No. 82.03-1-51.11), in the Town of Lancaster, and

WHEREAS, the site plan for this project was submitted to the Planning Board and was approved at their December 21, 2016 meeting, and

WHEREAS, the Town, acting as lead agency has completed an environmental review for the rezone on October 17, 2016, in conformance with SEQR (State Environmental Quality Review) regulations and on November 7, 2016 a Negative Declaration was issued.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the site plan submitted by the Daniele Family Companies and prepared by Passero Associates, dated August 2016, with a revision date of January 4, 2017, and received January 9, 2017, for the proposed construction of 4,096 SF Car Wash and associated infrastructure, to be known as **Royal Car Wash** located at 6645 Transit Road (SBL No. 82.03-1-51.11), with the following condition:

- Site Plan approval is contingent upon the granting of all necessary variances by the Town’s Zoning Board of Appeals.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER GACZEWSKI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, Fairway Hills Development, LLC, 2730 Transit Road, West Seneca, New York 14224 has applied to the Town Board of the Town of Lancaster for permits for Public Improvements upon real property in the Town of Lancaster within Apple Blossom Farms 3 Lots Subdivision, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit applications that he has reviewed the improvement plans and permit applications for the installation of the public improvements requested, and that they conform to the Ordinances of the Town of Lancaster.

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit Application Nos. 763, 764, 765 and 766 of Fairway Hills Development, LLC, 2730 Transit Road, West Seneca, New York 14224 which are permits for Public Improvements for the installation of:

P.I.P. No.763 (Pavement & Curb)	Apple Blossom Farms 3 Lot Subdivision Remove approx. 918 Sq. Ft. of existing pavement and approx. 70± LF upright conc. curb and existing barricade and install 78± LF 6" upright conc. curbing on south side of Apple Blossom Blvd. approx.. 350± LF east of Peach Tree Court.
P.I.P. No. 764 (Water Line)	Apple Blossom Farms 3 Lot Subdivision Remove existing tee, valve and blowoff from existing 8"waterline located on south side of , Apple Blossom Blvd., approx.. 329± LF east of Peach Tree Court.
P.I.P. No. 765 (Storm Sewer)	Apple Blossom Farms 3 Lot Subdivision Remove one existing storm receiver and install one new storm receiver on south side of Apple Blossom Blvd. approx. 335± LF east of Peach Tree Court, over existing 12 inch HDPE storm sewer.
P.I.P. No. 766 (Sidewalk)	Apple Blossom Farms 3 Lot Subdivision Install approx. 151± LF 5' wide concrete sidewalk on south side of Apple Blossom Blvd. from end of existing sidewalk westerly through 100' wide NYSEG easement to east property line of Sublot 3.

be and are hereby authorized.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR COLEMAN, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, Daniel Amatura, Highway Superintendent for the Town of Lancaster, by letter dated January 23, 2017, has recommended the appointment of Kimberly Krupinski to the position of Clerk Typist in the Town of Lancaster Highway Department, and

WHEREAS, Kimberly Krupinski qualifies for appointment to this position pursuant to the standards and procedures as set forth in the Civil Service Law.

NOW, THEREFORE, BE IT

RESOLVED, that Kimberly Krupinski of Lancaster, New York, be and is hereby appointed to the position of Clerk Typist in the Town of Lancaster Highway Department, effective February 27, 2017, and that such appointment shall be subject to all applicable provisions of the collective negotiations agreement between the Town of Lancaster and the CSEA White Collar Union and all applicable provisions of law, and

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR COLEMAN, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER WALTER, TO WIT:

WHEREAS, Mark Lubera, Park Crew Chief of the Parks Recreation & Forestry Department of the Town of Lancaster, has requested that portions of the Recreation Office and the interior of the Police Building, both located at 525 Pavement Road, be repainted, and

WHEREAS, the Park Crew Chief has obtained proposals for both repainting jobs from N. Choops Painting, Inc., for a total cost of \$3,325.00 in accordance with the Town of Lancaster’s Procurement Policy, and

WHEREAS, by letter dated January 26, 2017, the Park Crew Chief has recommended that the Town of Lancaster award the repainting of portions of the Recreation Office and the interior of the Police Building to N. Choops Painting, Inc., and

WHEREAS, funding for this service is available from the Town’s Buildings, Miscellaneous Contractual Services Budget (Line Item 1620-411);

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor, to sign the proposals dated January 24, 2017, with N. Choops Painting, Inc., 4404 Walden Avenue, Lancaster, New York 14086, to repaint portions of the Recreation Office and the interior of the Police Building both located at 525 Pavement Road, for an amount not to exceed \$3,325.00 and to be paid for with funds available from the Town’s Buildings, Miscellaneous Contractual Services Budget (Line Item 1620-411).

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	NO
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR COLEMAN, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, the Town of Lancaster Parks and Recreation Department has expressed the a need to have inspection and maintenance services provided to the five (5) generators located within various Town Buildings, and

WHEREAS, the Park Crew Chief has obtained a 2-year proposal from PENN POWER SYSTEMS, in the amount of \$6,210.00 in accordance with the Town of Lancaster’s Procurement Policy, and

WHEREAS, by letter dated January 24, 2017, Mark Lubera, Park Crew Chief, has recommended PENN POWER SYSTEMS be selected to provide this service, and

WHEREAS, the Agreement has been reviewed and approved by the Town Attorney, and

WHEREAS, funding for this service is available from the Town’s Buildings, Miscellaneous Contractual Services Budget (Line Item 1620-411);

NOW, THEREFORE,
BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby approves and authorizes the Supervisor to execute the Agreement between the Town of Lancaster and PENN POWER SYSTEMS, to provide inspection and maintenance services semi-annually to five (5) generators located within various Town Buildings commencing February 1, 2017 and terminating January 31, 2019 at a cost not to exceed \$6,210.00 and to be paid for with funds available in the Town’s Buildings, Miscellaneous Contractual Services Budget (Line Item 1620-411).

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER GACZEWSKI, TO WIT:

WHEREAS, Dennis Haniszewski, d/b/a Ransom Auto Parts, Inc., 867 Ransom Road, Lancaster, New York 14086 has applied for a renewal license to conduct a salvage yard on premises situate at 867 Ransom Road within the Town of Lancaster, pursuant to Chapter 4-3 of the Code of the Town of Lancaster, and

WHEREAS, the application was referred to the Town Board for review, and

WHEREAS, the Building Inspector, by letter dated February 1, 2017 has notified the Town Board that he has completed his review and made a favorable recommendation thereto.

NOW, THEREFORE, BE IT

RESOLVED, that Dennis Haniszewski, d/b/a Ransom Auto Parts, Inc., 867 Ransom Road, Lancaster, New York be and is hereby authorized to conduct a salvage yard on premises situate at 867 Ransom Road, Lancaster, New York for the period February 6, 2017 to December 31, 2017 in strict conformance with the application of the petitioner as filed in the Office of the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

File: rsalvage yard license (P3)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER WALTER, TO WIT:

WHEREAS, J. Renkas and Sons Inc., d/b/a AJ’s Auto LLC, 955 Ransom Road, Lancaster, New York 14086 has applied for a renewal license to conduct a salvage yard on premises situate at 955 Ransom Road within the Town of Lancaster, pursuant to Chapter 4-3 of the Code of the Town of Lancaster, and

WHEREAS, the application was referred to the Town Board for review, and

WHEREAS, the Building Inspector, by letter dated February 1, 2017, has notified the Town Board that he has completed his review and made a favorable recommendation thereto.

NOW, THEREFORE, BE IT

RESOLVED, that J. Renkas and Sons Inc, d/b/a AJ’s Auto Wrecking, 955 Ransom Road, Lancaster, New York be and is hereby authorized to conduct a salvage yard on premises situate at 955 Ransom Road, Lancaster, New York for the period February 6, 2017 to December 31, 2017 in strict conformance with the application of the petitioner as filed in the Office of the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

File: rsalvage yard license (P2)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER GACZEWSKI, TO WIT:

WHEREAS, the Town of Lancaster Parks and Recreation Department has been made aware that the kitchen area/concession stand within the Town of Lancaster’s Westwood Park Pavilion needs to be cleaned and sanitized, and

WHEREAS, the Park Crew Chief has obtained a proposal from Super Clean Carpets, Inc., in the amount of \$975.00 in accordance with the Town of Lancaster’s Procurement Policy, and

WHEREAS, by letter dated January 27, 2017, Mark Lubera, Park Crew Chief, has recommended Super Clean Carpets, Inc., be selected to provide this service, and

WHEREAS, funding for this service is available from the Town’s Buildings, Professional Services Budget (Line Item 1620-410), and

WHEREAS, there shall be no reimbursement for any services provided until the required documents and insurance certificates are received by the Town.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Park Crew Chief to accept the proposal between the Town of Lancaster and Super Clean Carpets, Inc., to provide cleaning and sanitizing services to the kitchen area/concession stand within the Town of Lancaster’s Westwood Park Pavilion at a cost not to exceed \$975.00 per their quote dated January 26, 2017 and to be paid for with funds available in the Town’s Buildings, Professional Services Budget (Line Item 1620-410).

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER GACZEWSKI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, Daniel Amatura, Highway Superintendent of the Town of Lancaster, by letter dated January 23, 2017 has requested authorization to solicit bids for the purchase of One (1) new and unused **2017 100kW/125KVA Emergency Generator**, for use by the Highway Department, and

WHEREAS, the purchase will be paid for with funds available from the Highway Department’s April 15, 2013 and amended December 15, 2014, Town Storage Building Construction Bond, and

WHEREAS, the Town Board has given due review and consideration to the request and deems it in the public's interest to invite public bids in conformance with General Municipal Law §103 of the State of New York; and

**NOW, THEREFORE, BE IT
RESOLVED**, as follows:

- 1. That Bids be received in the Office the Town Clerk by March 1, 2017, at 10:00 A.M. Local Time at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purpose of purchasing One (1) new and unused **2017 100kW/125KVA Emergency Generator**, for the use of the Highway Department in accordance with specifications on file in the Town Clerk's Office, and
- 4. That the Town Clerk be and is hereby authorized to place a Notice to Bidders in the Lancaster Bee and post notices thereof as required by Law, which Notice shall be in the form attached hereto and made a part hereof

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

**LEGAL NOTICE
TOWN OF LANCASTER
NOTICE TO BIDDERS**

NOTICE IS HEREBY GIVEN, that sealed bids will be received by the Town Clerk of the Town of Lancaster, Erie County, New York, in the Council Chamber of the Town Hall, 21 Central Avenue, Lancaster, New York, up to **10:00 A.M.**, Local Time, on the **1st day of March, 2017**, for the purpose of providing to the Town of Lancaster One (1) new and unused **2017 100kW/125KVA Emergency Generator**, for the use by the Highway Department, in accordance with specifications on file in the Town Clerk's Office in the Town Hall, 21 Central Avenue, Lancaster, New York.

A Certified Check or Bid Bond in an amount representing five (5%) of the Total Gross Bid, payable to the Supervisor of the Town of Lancaster, and a Non-Collusive Bidding Certificate must accompany each bid.

The Board reserves the right to reject any or all bids and to waive any informalities.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**BY: DIANE M. TERRANOVA
Town Clerk**

February 9, 2017

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR COLEMAN, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER WALTER, TO WIT:

WHEREAS, the main pool building at Keysa Park in the Town of Lancaster had an emergency gas leak, and

WHEREAS, Daniel Amatura, Highway Superintendent, contracted MJ Mechanical Services, Inc., to provide the repairs and to also run new underground gas line to back building, and

WHEREAS, funding for the repairs is available in Town’s Buildings, Contractual Expenses, Repairs and Maintenance Budget (Line Item 1620-0426).

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby approves the proposal from MJ Mechanical Services, Inc., 95 Pirson Pkwy, Tonawanda, New York 14150, for repair of the emergency gas leak at the main pool building at Keysa Park and also to run a new underground gas line to the back building in an amount not to exceed \$4,093.00 and which will be paid for with funds available from the Town’s Buildings, Contractual Expenses, Repairs and Maintenance Budget (Line Item 1620-0426).

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

February 6, 2017

COMMUNICATIONS & REPORTS

- 53. Town Clerk to Supervisor –
Clerk's Annual Report for 2016. Disposition = Received & Filed**
- 54. Planning Board Chairman to Town Board, Planning Board, Engineering Consultant, Town Attorney, Highway Superintendent, Building & Zoning Inspector –
Draft copy of minutes from January 4, 2017 Planning Board meeting.
Disposition = Planning Committee**
- 55. Planning Board to Town Board –
Recommend approval of site plan for Upstate Tower, 5393 William St. (Proj. #1602). Disposition = Planning Committee**
- 56. Erie County Legislature to Town Clerk –
Warrant for the collection of 2017 Town/County Taxes.
Disposition = Director of Finance**
- 57. Erie County Dept. of Environment & Planning to Supervisor –
Results of Project Selection Committee of the Community Development Block Grant Consortium - Town of Lancaster Project not recommended for inclusion in the Consortium Year 2017. Disposition = Received & Filed**
- 58. Richard D. Hunt to Highway Superintendent –
Thank you maintaining the Heritage Trail. Disposition = Received & Filed**
- 59. Town Clerk to Code Enforcement Officer –
Transmittal of request for renewal of Special Use Permit for Ronald Fronckowiak, 10 Sussex Lane. Disposition = Planning Committee**
- 60. Code Enforcement Officer to Town Board –
Recommend approval of Special Use Permit for Thomann Asphalt Paving Co., 70 Gunnville Rd.; conditions noted. Disposition = For Public Hearing**
- 61. Timothy Domino to Highway Superintendent –
Thank you to Town of Lancaster Highway Department for their response to a storm sewer issue in front of his residence. Disposition = Received & Filed**
- 62. Lancaster Volunteer Ambulance Corp (LVAC) to Town Clerk –
EMS call statistics for 2016 for LVAC. Disposition = Received & Filed**
- 63. Code Enforcement Officer to Town Board –
Recommend approval of Special Use Permit Application for 6479 Broadway.
Disposition = For Public Hearing**
- 64. Rev. Paul Steller, Pastor St. Mary of the Assumption to Supervisor –
Request use of Westwood Park Indoor Pavilion for Easter Sunday Sunrise Mass on Sunday, April 16, 2017 from 5:45AM to 8:00AM.
Disposition = Park Crew Chief**
- 65. Waste Management to Supervisor –
Information regarding 2017 collection and hauling of all wastes and recyclables price increase. Disposition = Director of Finance**
- 66. Waste Management to Supervisor –
Information regarding 2017 solid waste disposal price increase.
Disposition = Director of Finance**
- 67. Highway Superintendent to Town Board –
2017 Highway inventory. Disposition = Received & Filed**

68. Highway Superintendent to Town Board --
Request for authorization to publish a bid for a new and unused 2017 Ford F250 XL Super Duty 4 X 4 Regular Cab Long Bed. Disposition = Resolution 2/6/17
69. Highway Superintendent to Town Board –
Request for authorization to publish a bid for a new and unused 2017 Ford F250 XL Super Duty 4 X 2 Regular Cab Long Bed. Disposition = Resolution 2/6/17
70. Highway Superintendent to Town Board –
Request for resolution to award bid for one new and unused 2017 Battery Powered Rider Sweeper to Liftech Equipment Companies, 4381 Walden Ave., Lancaster, NY. Disposition = Resolution 2/6/17
71. Planning Board Chairman to Planning Board, Town Board, Engineering Consultant, Town Attorney, Highway Superintendent and Building & Zoning Inspector –
Draft copy of minutes from January 18, 2017 Planning Board Meeting.
Disposition = Planning Committee
72. Buffalo Niagara Partnership to Supervisor –
Information regarding Partnership's 2017 Advocacy Agenda.
Disposition = Received & Filed
73. Park Crew Chief to Supervisor and Town Board –
Request for resolution to approve a two-year agreement between Penn Power, Inc. and the Town of Lancaster for service on the five building generators throughout the Town. Disposition = Resolution 2/6/17
74. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Division of Sewerage Management regarding rezone from RCO to NB for construction of a Tim Horton's, 6050 Broadway.
Disposition = Planning Committee
75. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Division of Sewerage Management regarding Windsor Ridge South Subdivision, Phase 2, 193 single-family homes (Proj. #8205). Disposition = Planning Committee
76. Town Attorney to Town Board and Planning Board –
SEQR response form NYS Dept. of Environmental Conservation regarding Upstate Cellular Network d/b/a Verizon, Micro Communication Tower, 6733 Transit Road (Proj. #6052). Disposition = Planning Committee
77. Town Clerk to Various News Media –
Notice of Special Meeting of the Town Board and Planning Board for SEQRA Review on Monday, February 6, 2017 at 6:15PM: Schuster 3-Lot Subdivision, Haskell Drive & Harris Hill Road, Micro Cell Tower – Upstate Cellular/Verizon Transit Road VZW Store. Disposition = Received & Filed
78. Town Clerk to Various News Media –
Press Release announcing additional hours in the Tax Office for the collection of Town and County taxes. Disposition = Received & Filed
79. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Dept. of Environment & Planning regarding rezone from RCO to NB, 6050 Broadway. Disposition = Planning Committee
80. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Dept. of Div. of Sewerage Management regarding Upstate Cellular Network d/b/a Verizon, Micro Communication Tower, 6733 Transit Rd., (Proj. #6052). Disposition = Planning Committee

81. **Town Attorney to Town Board and Planning Board –**
SEQR response from Erie County Dept. of Environment & Planning regarding revised site plan Royal Car Wash, 6645 Transit Road (Proj. #2260).
Disposition = Planning Committee
82. **Town Attorney to Town Board and Planning Board –**
SEQR response from Erie County Dept. of Environment & Planning regarding Windsor Ridge South Subdivision, Phase 2, 193 single-family homes (Proj. #8205). Disposition = Planning Committee
83. **Park Crew Chief to Supervisor and Town Board –**
Request for resolution approving the painting of portions of the Recreation Office and the interior of the police building by N. Choops Painting, Inc.
Disposition = Resolution 2/6/17
84. **Charter Communications to Supervisor –**
Changes to Time Warner Cable, locally known as Charter Communications.
Disposition = Received & Filed
85. **Mary Bartz to Supervisor and Town Board –**
Notice of last day of work to be February 17, 2017.
Disposition = Received & Filed
86. **Town Clerk to Code Enforcement Officer –**
Transmittal of letter requesting a renewal of a Special Use Permit from Tom Manko, 4885 Transit Road. Disposition = Planning Committee
87. **Highway Superintendent to Town Board –**
Request for authorization for publication of a bid for a new and unused 2017 100K/125 KVA Emergency Generator. Disposition = Resolution 2/6/17
88. **Highway Superintendent to Town Board –**
Request for resolution appointing Kimberly Krupinski to the position of Clerk Typist in the Town Highway Department effective February 27, 2017.
Disposition = Resolution 2/6/17
89. **Town Clerk to Various News Media –**
Press Release reminding residents that a night depository is located at the entrance to the new addition of Town Hall facing Clark Street which can be used to deposit payments of Town, County & School taxes.
Disposition = Received & Filed
90. **Code Enforcement Officer to Town Board –**
Recommend approval of a Dumping Permit for MJJ Property Management LLC, 6140 Genesee St.; conditions noted. Disposition = For Resolution
91. **Supervising Code Enforcement Officer to Town Clerk –**
Recommend issuance of 2017 License to Operate a Salvage Yard to Ransom Auto Parts Inc., 867 Ransom Road. Disposition = For Resolution
92. **Supervising Code Enforcement Officer to Town Clerk –**
Recommend issuance of 2017 License to Operate a Salvage Yard to Anthony E. Renkas (J. Renkas & Sons Inc.), 955 Ransom Road. Disposition = For Resolution
93. **Keith Dash, Erie County Water Authority to Supervisor –**
New Municipal Liaison of the Erie County Water Authority will be in contact with the Supervisor to discuss any questions, issues or concerns.
Disposition = Received & Filed
94. **Park Crew Chief to Supervisor and Town Board –**
Request for resolution approving Super Clean Carpets, Inc., 3009 Walden Ave., Depew, NY to clean and sanitize the concession stand at Westwood Park.
Disposition = Resolution 2/6/17

- 95. Supervising Code Enforcement Officer to Town Board –
Recommend renewal of Special Use Permit for 10 Sussex Lane, Ronald
Fronckowiak. Disposition = Planning Committee**
- 96. Chief of Police to Town Clerk –
Articles and communications. Disposition = Received & Filed**

ADJOURNMENT:

ON MOTION OF COUNCIL MEMBER GACZEWSKI AND SECONDED BY COUNCIL MEMBER ABRAHAM AND CARRIED, the meeting was adjourned in memory of Angeline Diluzio, James Enser, Robert Giza and Joy M. Noworyta at 9:37 P.M.

Signed_____

Diane M. Terranova, Town Clerk